



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

| | |
|------------------------------------------------------------------------------------------------------------|--------------------------------------------|
| 2003 Assembly Bill 210 | Assembly Substitute Amendment 1 |
| <i>Memo published: October 15, 2003</i> <i>Contact: Anne Sappenfield, Senior Staff Attorney (267-9485)</i> | |

Under *current law*, municipalities are required to issue operator's, or bartender's, licenses. The license is valid only in the municipality that issued the license.

Assembly Bill 210 provides that a person who is issued a bartender's license may file a certified copy of the license with another municipality. Upon filing the copy and paying the fee for receiving a bartender's license in the municipality, the bartender's license is also valid in that municipality. The bill provides that a license is not valid in a municipality that did not issue the license if the municipality determines that the license holder is under age 18 or engaged in any conduct that may be grounds for license suspension or revocation. In addition, a license is not valid in a municipality that did not issue the license if the issuing municipality failed to make a determination consistent with current law concerning eligibility for a license based upon the person's criminal background. A municipality that determines that a person's license issued by another municipality is not valid must notify the person in writing of the reasons why the license is not valid.

Assembly Substitute Amendment 1 provides that a municipality that issues bartender's licenses must issue a provisional bartender's license to a person who, at the time of applying for a bartender's license in the municipality, pays the fee to receive a license and files a certified copy of a valid license issued by another municipality. The provisional license expires 60 days after its issuance, when the permanent bartender's license is issued, or upon expiration of the license issued by another municipality, whichever is sooner. The official who issued the provisional license may revoke the license if he or she discovers that the license issued by another municipality is not valid or upon denial of the person's application for a permanent license.

The Assembly Committee on State Affairs voted, on separate votes of Ayes, 8; Noes, 1, to recommend adoption of the substitute amendment and passage of the bill, as amended, on October 14, 2003.

AS:ksm;wu